

U.S. Department of Justice
United States Marshals Service**FILED****PROCESS RECEIPT AND RETURN**See Instructions for "Service of Process by the U.S. Marshal"
on the reverse of this form.

PLAINTIFF

Christopher Knox

DEFENDANT

Marry Henry, et al.APR 08 2008 EDP
4-8-08MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURT

COURT CASE NUMBER

07C7061

TYPE OF PROCESS

S/C**SERVE**

NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN

Terry McCann

ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code)

AT**200 E. SUPERMAX. RD TAMMS IL 62988**

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW:

Christopher Knox, #B61090
P.O. Box 2000
Tamms, IL 62988Number of process to be
served with this Form - 285**1**Number of parties to be
served in this case**16**Check for service
on U.S.A.**0**

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Service):

Fold

Fold

MR. MCCANN CAN ALSO BE FOUND AT:

STATEVILLE C/C AND 1301 CONCORDIA COURT

ROUTE 53, SPRINGFIELD IL 62794

P.O. BOX 112 JOHET. IL 60634

Signature of Attorney or other Originator requesting service on behalf of:

☒ PLAINTIFF
☐ DEFENDANT

TELEPHONE NUMBER

DATE

01-28-08**SPACE BELOW FOR USE OF U.S. MARSHAL ONLY — DO NOT WRITE BELOW THIS LINE**I acknowledge receipt for the total
number of process indicated.
(Sign only first USM 285 if more
than one USM 285 is submitted)Total Process
16/16District
of Origin
24
No. _____District
to Serve
No. _____

Signature of Authorized USMS Deputy or Clerk

TD

Date

01-28-08I hereby certify and return that I ☒ have personally served, ☒ have legal evidence of service, ☐ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below)

Name and title of individual served (if not shown above)

☐ A person of suitable age and discretion then residing in the defendant's usual place of abode.

Address (complete only if different than shown above)

RECEIVED signed warrant from
T. McCann + receipt of certified delivery

Date of Service

Time

am

pm

Signature of U.S. Marshal or Deputy

Service Fee

Total Mileage Charges
(including endeavors)

Forwarding Fee

Total Charges

Advance Deposits

Amount owed to U.S. Marshal or

Amount of Refund

REMARKS:

Mailed certified mail w/ warrant 70070710 0000 9600

0146

UNITED STATES DISTRICT COURT

(DISTRICT)

Waiver of Service of Summons

FILED

APR 08 2008

MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURT

TO: Christopher Knox

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Terry McCann, Warden

(DEFENDANT NAME)

acknowledge receipt of your request that I waive

service of summons in the action of Christopher Knox vs. Marry Henry, et al.

(CAPTION OF ACTION)

which is case number 07C7061

(DOCKET NUMBER)

in the United States District Court for the

Northern District of Illinois

(DISTRICT)

I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after February 11, 2008

(DATE REQUEST WAS SENT)

or within 90 days after that date if the request was sent outside the United States.

2-19-08

DATE

SIGNATURE

Printed/Typed Name:

Terry McCann

As

TITLE

of

CORPORATE DEFENDANT

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown to its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against the defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.

AO440 (REV. 10/93) Summons in a Civil Action

United States District Court
Northern District of Illinois

SUMMONS IN A CIVIL ACTION

CHRISTOPHER KNOX

Vs.

CASE NUMBER: 07CV7061

JUDGE: MANNING

MARRY HENRY, et al.

TO: TERRY McCANN

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon plaintiff's attorney:

Name: Christopher Knox
Firm: B-61090
Address: P.O. Box 2000
City: Tamms, IL 62988
Telephone:

an answer to the complaint which is herewith served upon you, within [20] days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

Michael W. Dobbins, Clerk

Maya Burke

By: _____

Maya Burke, Deputy Clerk

Dated: January 28, 2008

RETURN OF SERVICE		
Service of the Summons and Complaint was made by me: ^	DATE <u>3/21/08</u>	
NAME OF SERVER (Print) <u>Kathy Sardin</u>	TITLE <u>Lit. Coord</u>	
Check one box below to indicate appropriate method of service:		
<input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: <u>P.O. Box 112, Volusia</u>		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____		
<input type="checkbox"/> Returned unexecuted: _____		
<input type="checkbox"/> Other (specify): _____ _____ _____		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p>		
Executed on <u>2/19/08</u>	<u>Kathy Sardin</u> Signature of Server	
Date	<u>P.O. Box 112, Volusia</u> Address of Server	

^As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

SENDER: COMPLETE THIS SECTION

- Complete Items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Stateville Correctional Center
 c/o Kathy Sandlin, Legal Dept
 P.O. Box 112
 Joliet, IL 60434

2. Article Number

(Transfer from service label)

7007 0710 0000 9600 0146

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature



- ☐
- Agent
-
- ☐
- Addressee

B. Received by (Printed Name)



C. Date of Delivery

D. Is delivery address different from item 1?

If YES, enter delivery address below:

- ☐
- Yes
-
- ☐
- No

3. Service Type

- ☒
- Certified Mail
- ☐
- Express Mail
-
- ☐
- Registered
- ☒
- Return Receipt for Merchandise
-
- ☐
- Insured Mail
- ☐
- C.O.D.

4. Restricted Delivery? (Extra Fee)

- ☐
- Yes

UNITED STATES POSTAL SERVICE



First-Class Mail
 Postage & Fees Paid
 USPS
 Permit No. G-10

- Sender: Please print your name, address, and ZIP+4 in this box •

United States Marshals Service
 219 S. Dearborn Street, Room 2444
 Chicago, IL 60604
 Attn: Civil

07C7061

C018

